

November 15, 2008

George T. Medeiros  
1031 Stafford Road  
Tiverton, Rhode Island 02878

Re: Tiverton Zoning Board Relief: Map 4-10, Block/Plat 99, Card/Lot 93F

Dear Mr. Medeiros:

The following is the decision on your Petition heard by the Zoning Board of Review (the "Board") on October 6, 2008 and on November 5, 2008 for a special use permit pursuant to Article XII of the Tiverton Zoning Ordinance to replace an existing freestanding sign with an internally illuminated sign with an electronic changeable message board on property located at 1031 Stafford Road, Tiverton, Rhode Island, at Map 4-10, Block/Plat 99, Card/Lot 93F (the "Premises") located in an R60 zoning district.

After the testimony was completed at the public hearing for which due notice was given and a record kept, and after having viewed the premises and the surrounding area, the Board, taking into consideration its knowledge and expertise and after taking into consideration all of the testimony at the public hearing, made the following findings:

1. The Premises contains 14,833 square feet of land area, more or less, zoned R60.
2. The petitioner owns and operates a sign shop on the Premises and desires to replace the existing freestanding sign with an internally illuminated sign with an electronic changeable message board sign.
3. The Zoning Ordinance was amended to prevent the type of sign desired by the petitioner.
4. The petitioner offered no expert witness to support his application for a special use permit.
5. Several objectors were present who testified that the proposal would not be in character with the surrounding development in the area and was not consistent with the comprehensive community plan or the provisions of the Zoning Ordinance.
6. The petitioner offered no evidence to show compliance with the standards for relief contained in the Zoning Ordinance for the sought after relief.
7. The Board did not find sufficient evidence was offered by the petitioner to show compliance with the standards for relief contained in the Zoning Ordinance for the sought after relief.

Based on the foregoing, the Board voted to deny the petitioner's application for a special use permit, as follows:

- (1) The public convenience and welfare will not be served by allowing the proposed new sign on the Premises.
- (2) The proposed sign will be detrimental to the public health, safety, morals or welfare.
- (3) The proposed sign will not be compatible with neighboring uses and will adversely affect the general character of the area.
- (4) The proposed sign will create a nuisance in the neighborhood, and will hinder or endanger vehicular or pedestrian movement.
- (5) The requested sign is not compatible with the comprehensive community plan of the Town of Tiverton.

This decision must be recorded in the Land Evidence Records in the Town Clerk's Office. (Please note that the appeal period (20 days) begins when this decision is recorded and posted with the Town Clerk's Office).

Sincerely,

David Collins, Chairman  
Tiverton Zoning Board of Review